



# INTER-TRIBAL COUNCIL OF NEVADA, INC.

680 GREENBRAE DR., SUITE 284 • SPARKS, NV 89431  
P.O. BOX 7440 • RENO, NV 89510  
PHONE (775) 355-0600 EX. 138 • FAX (775) 284-3407

RESOLUTION NO. 06-ITCN-19

## RESOLUTION OF INTER-TRIBAL COUNCIL OF NEVADA, INC.

BATTLE MOUNTAIN  
BAND COUNCIL  
CARSON COLONY  
COMMUNITY COUNCIL  
DRESSERVILLE  
COMMUNITY COUNCIL  
DUCK VALLEY  
SHOSHONE-PAIUTE  
BUSINESS COUNCIL  
DUCKWATER  
SHOSHONE  
TRIBAL COUNCIL  
ELKO BAND  
COUNCIL  
ELY SHOSHONE  
COUNCIL  
FALLON BUSINESS  
COUNCIL  
FT. McDERMITT  
PAIUTE-SHOSHONE  
TRIBES  
GOSHUTE BAND  
COUNCIL  
LAS VEGAS PAIUTE  
TRIBAL COUNCIL  
LOVELOCK TRIBAL  
COUNCIL  
MOAPA BUSINESS  
COUNCIL  
PYRAMID LAKE  
TRIBAL COUNCIL  
RENO/SPARKS  
TRIBAL COUNCIL  
SOUTH FORK  
BAND COUNCIL  
STEWART  
COMMUNITY COUNCIL  
SUMMIT LAKE  
PAIUTE COUNCIL  
TE-MOAK TRIBAL  
COUNCIL  
TIMBISHA SHOSHONE  
TRIBE  
WALKER RIVER  
PAIUTE TRIBAL  
COUNCIL  
WASHOE TRIBAL  
COUNCIL  
WELLS BAND  
COUNCIL  
WINNEMUCCA  
COLONY COUNCIL  
WOODFORDS  
COMMUNITY  
COUNCIL  
YERINGTON PAIUTE  
TRIBAL COUNCIL  
YOMBA TRIBAL  
COUNCIL

- WHEREAS,** the Inter-Tribal Council of Nevada, Inc., is organized and operates in accordance with the Constitution and By-Laws, amended November 1974; and
- WHEREAS,** the purpose of the Inter-Tribal Council of Nevada, Inc. (ITCN), are stated in its Constitution, Preamble and
- WHEREAS,** the Inter-Tribal Council of Nevada, Inc., Executive Board, a body comprised of the twenty-seven (27) elected representatives of the member tribes in the State of Nevada, and whose charter is ratified by these same tribes; and
- WHEREAS,** the Inter-Tribal Council of Nevada, Inc., has continuing interest in the health, education and well-being of the Indian People; and
- WHEREAS,** the Inter-Tribal Council of Nevada Inc., Executive Board recognizes the Fallon Business Council ("Council") is the recognized Governing Body of the Fallon Paiute-Shoshone Tribe ("Tribe") and was established to exercise the privileges and powers of self-government, to conserve and develop the Tribe's resources for the social and economic well-being of its members, and to preserve and protect the civil rights of its members;
- WHEREAS,** the Inter-Tribal Council of Nevada Inc., Executive Board recognizes that the Fallon Paiute-Shoshone Tribe is federally recognized by the United States Government and the Secretary of the Interior as a Native American Tribe, and has the authority to take actions necessary to protect Tribal resources;
- WHEREAS,** the Inter-Tribal Council of Nevada, Inc. Executive Board recognizes the Fallon Paiute-Shoshone Tribe's ancestral land were judicially confirmed by the United States Indian Claims Commission as "an area largely in Nevada, with small areas in California . . . which had been exclusively occupied and used in Indian fashion from time immemorial by the bands or groups of Northern Paiute Indians of Nevada who are aboriginally known as the Paviotso or Paiute of western Nevada.," *Northern Paiute Nation et al. v. United States*, 7 Ind. Cl Comm. 322, 372 (1959);
- WHEREAS,** the Inter-Tribal Council of Nevada Inc., Executive Board recognizes that the Fallon Paiute-Shoshone Tribe, since time immemorial, have lived, hunted, and prayed on their ancestral lands which encompass many significant areas such as

what are now referred to as the Stillwater Range, Stillwater Marsh, Sand Mountain, the Carson Sink, Dixie Valley, Rawhide Hot Springs, Fox Peak, and surrounding areas;

**WHEREAS,** the Inter-Tribal Council of Nevada Inc. Executive Board recognizes that the Fallon Paiute-Shoshone Tribe since the 1940's Naval Air Station Fallon (NASF) has operated on 202,000 acres of ancestral lands that are adjacent to reservation, most recently as authorized by a 1999 Public Land Withdrawal;

**WHEREAS,** the Inter-Tribal Council of Nevada Inc. Executive Board recognizes that the Fallon Paiute-Shoshone Tribe NASF operations on the 1999 Public Land Withdrawal have caused a terrible transformation of ancestral lands and way of life through:

- (1) countless flyovers at low altitudes at all hours;
- (2) aerial bombing, war games and other ground disturbance activities;
- (3) regular sonic booms and other excessive noise; and
- (4) denied access to traditional lands, including spiritual and cultural sites.

**WHEREAS,** the Inter-Tribal Council of Nevada, Inc. Executive Board recognizes that the Fallon Paiute-Shoshone Tribe NASF operations on the 1999 Public Land Withdrawal have resulted in innumerable harms to those lands and way of life and the lifeways of other tribes without meaningful mitigation or dispensation of any kind to the Tribe or its members;

**WHEREAS,** the Inter-Tribal Council of Nevada Inc. Executive Board recognizes that by way of example, the adverse effects of NASF activities include:

- (1) destruction by bombing activities of our origin site known as Jobs Peak, from which Father and Mother dispersed their four children, as documented in the ethnography "In the Shadow of Fox Peak;"
- (2) desecration of other cultural sites, such as burials;
- (3) denial or curtailment of access to important cultural sites;
- (4) denial or curtailment of access for hunting animals and gathering of plant materials used for food and material culture;
- (5) extreme and excessive noise levels have prevented us from the quiet enjoyment that normally accompanies and is essential to ceremonies;



# INTER-TRIBAL COUNCIL OF NEVADA, INC.

680 GREENBRAE DR., SUITE 284 • SPARKS, NV 89431  
P.O. BOX 7440 • RENO, NV 89510  
PHONE (775) 355-0600 EX. 138 • FAX (775) 284-3407

RESOLUTION NO. 06-ITCN-19

BATTLE MOUNTAIN  
BAND COUNCIL  
CARSON COLONY  
COMMUNITY COUNCIL  
DRESSERVILLE  
COMMUNITY COUNCIL  
DUCK VALLEY  
SHOSHONE-PAIUTE  
BUSINESS COUNCIL  
DUCKWATER  
SHOSHONE  
TRIBAL COUNCIL  
ELKO BAND  
COUNCIL  
ELY SHOSHONE  
COUNCIL  
FALLON BUSINESS  
COUNCIL  
FT. McDERMITT  
PAIUTE-SHOSHONE  
TRIBES  
GOSHUTE BAND  
COUNCIL  
LAS VEGAS PAIUTE  
TRIBAL COUNCIL  
LOVELOCK TRIBAL  
COUNCIL  
MOAPA BUSINESS  
COUNCIL  
PYRAMID LAKE  
TRIBAL COUNCIL  
RENO/SPARKS  
TRIBAL COUNCIL  
SOUTH FORK  
BAND COUNCIL  
STEWART  
COMMUNITY COUNCIL  
SUMMIT LAKE  
PAIUTE COUNCIL  
TE-MOAK TRIBAL  
COUNCIL  
TIMBISHA SHOSHONE  
TRIBE  
WALKER RIVER  
PAIUTE TRIBAL  
COUNCIL  
WASHOE TRIBAL  
COUNCIL  
WELLS BAND  
COUNCIL  
WINNEMUCCA  
COLONY COUNCIL  
WOODFORDS  
COMMUNITY  
COUNCIL  
YERINGTON PAIUTE  
TRIBAL COUNCIL  
YOMBA TRIBAL  
COUNCIL

**WHEREAS,** the Inter-Tribal Council of Nevada, Inc. Executive Board recognizes that the Fallon Paiute-Shoshone Tribe as set forth in its November 2018 Draft Environmental Impact Statement (DEIS) for the proposed expansion of NASF, the Navy is proposing to expand these horrible activities four-fold by:

- (1) requesting Congressional renewal of the 1999 Public Land Withdrawal of 202,864 acres;
- (2) requesting Congress withdraw and reserve for military use up to 618,727 acres of additional federal land;
- (3) acquiring approximately 65,153 acres of private or state-owned (non-federal) land;
- (4) constructing range infrastructure to support modernization, including new target areas; and
- (5) expanding and reconfiguring existing special use airspace and establishing new airspace with the current boundary to accommodate the expanded bombing ranges;

**WHEREAS,** the Inter-Tribal Council of Nevada, Inc., Executive Board recognizes that the Fallon Paiute-Shoshone Tribe, since time immemorial, that the Tribe has engaged in religious and cultural ceremonies and other activities on the 885,000 acres of lands identified above, as established through oral tradition, ethnography, burial practices, material culture, and other evidence;

**WHEREAS,** the Inter-Tribal Council of Nevada, Inc. Executive Board recognizes that the continuation of the 1999 Public Land Withdrawal and its four-fold territorial expansion would continue the shameful and tragic history of seizing tribal lands, desecrating tribal religious burial and cultural sites, and preventing the tribe and other tribes from engaging in our cultural practices

**WHEREAS,** the Inter-Tribal Council of Nevada, Inc. Executive Board recognizes that the Fallon Paiute-Shoshone Tribe since the expansion has been proposed, NASF has failed to properly consult with the Fallon Business Council in violation of the sacred trust responsibility the United State owes all tribes, and denied the tribe information and funding needed to fully identify and assess the potential impacts on the proposed expansion;

**WHEREAS,** the Inter-Tribal Council of Nevada, Inc. Executive Board recognizes that the Fallon Paiute-Shoshone Tribe under the guise of consultation, NASF has repeatedly asked the tribe to do the impossible – identify its cultural sites on a

one-page map that covers the entire 885,000-acre (about 1,375 square miles) expansion area;

**WHEREAS,** the Inter-Tribal Council of Nevada, Inc. Executive Board recognizes that the Fallon Paiute-Shoshone Tribe despite repeated written requests, NASF has not responded to the tribes' requests for the funding necessary to conduct a survey of the expansion area so that cultural sites can be identified;

**WHEREAS,** the Inter-Tribal Council of Nevada, Inc. Executive Board recognizes that the Fallon Paiute-Shoshone Tribe when the DEIS was published, NASF gave the tribe no advance notice, and in a face-to-face meeting failed to mention its publication was one day away until asked, and then only gave the tribe a mere 60 days to comment; and

**WHEREAS,** the Inter-Tribal Council of Nevada, Inc. Executive Board recognizes that the Fallon Paiute-Shoshone Tribe despite these disadvantages, the Fallon Paiute-Shoshone Tribe has submitted sets of comments specifying many concerns with the expansion, but yet NASF fails to recognize or demonstrate they have read or understood the comments in those meetings with NASF.

**NOW THEREFORE BE IT RESOLVED** that the Inter-Tribal Council of Nevada, Inc. Executive Board supports the Fallon Paiute-Shoshone Tribe as the tribe strongly opposes the expansion of Fallon Naval Air Station as described in the November 2018 Draft Environmental Impact Statement;

**BE IT FURTHER RESOLVED,** the Inter-Tribal Council of Nevada, Inc. Executive Board supports the Fallon Paiute-Shoshone Tribe calls on the United States Navy to engage in meaningful consultation with the Fallon Paiute-Shoshone Tribe and other tribes, share all relevant information, facilitate visits to the expansion site, and fully fund a study that would allow the Fallon Paiute-Shoshone Tribe to identify the cultural sites within the proposed expansion area;

**BE IT FURTHER RESOLVED,** the Inter-Tribal Council of Nevada, Inc. Executive Board recognizes that the Fallon Paiute-Shoshone Tribe and its members as well as other tribes must retain the ability to access cultural and spiritual sites identified by the tribe and other tribes, and these areas should be excluded from any expansion and protected from impacts of Naval training;

**BE IT FINALLY RESOLVED,** The Inter-Tribal Council of Nevada, Inc. Executive Board, on behalf of their membership, hereby support the Fallon Paiute-Shoshone Tribe and other tribes in their opposition to the proposed Fallon Naval Air Station expansion.



# INTER-TRIBAL COUNCIL OF NEVADA, INC.

680 GREENBRAE DR., SUITE 284 • SPARKS, NV 89431  
P.O. BOX 7440 • RENO, NV 89510  
PHONE (775) 355-0600 EX. 138 • FAX (775) 284-3407

RESOLUTION NO. 06 -ITCN-19

## CERTIFICATION

BATTLE MOUNTAIN  
BAND COUNCIL  
CARSON COLONY  
COMMUNITY COUNCIL  
DRESSVILLE  
COMMUNITY COUNCIL  
DUCK VALLEY  
SHOSHONE-PAIUTE  
BUSINESS COUNCIL  
DUCKWATER  
SHOSHONE  
TRIBAL COUNCIL  
ELKO BAND  
COUNCIL  
ELY SHOSHONE  
COUNCIL  
FALLON BUSINESS  
COUNCIL  
FT. McDERMIT  
PAIUTE-SHOSHONE  
TRIBES  
GOSHUTE BAND  
COUNCIL  
LAS VEGAS PAIUTE  
TRIBAL COUNCIL  
LOVELOCK TRIBAL  
COUNCIL  
MOAPA BUSINESS  
COUNCIL  
PYRAMID LAKE  
TRIBAL COUNCIL  
RENO/SPARKS  
TRIBAL COUNCIL  
SOUTH FORK  
BAND COUNCIL  
STEWART  
COMMUNITY COUNCIL  
SUMMIT LAKE  
PAIUTE COUNCIL  
TE-MOAK TRIBAL  
COUNCIL  
TIMBISHA SHOSHONE  
TRIBE  
WALKER RIVER  
PAIUTE TRIBAL  
COUNCIL  
WASHOE TRIBAL  
COUNCIL  
WELLS BAND  
COUNCIL  
WINNEMUCCA  
COLONY COUNCIL  
WOODFORDS  
COMMUNITY  
COUNCIL  
YERINGTON PAIUTE  
TRIBAL COUNCIL  
YOMBA TRIBAL  
COUNCIL

The foregoing resolution was adopted by a vote of the Inter-Tribal Council of Nevada, Inc.'s Executive Board, on the 3rd day of May, 2019 by a vote 8 FOR; 0 AGAINST; and 1 ABSTENTATIONS.

Chad Malone, Secretary  
ITCN Executive Board